

Department of Environmental Quality

*To protect, conserve and enhance the quality of Wyoming's
environment for the benefit of current and future generations.*



Matthew H. Mead, Governor

Todd Parfitt, Director

CERTIFIED MAIL

July 31, 2015

Mr. Dave Amundsen
AT&B, LLC
1004 Stillwater Drive
Rock Springs, WY 82901

RE: Notice of Violation, Docket Number 5591-15

Dear Mr. Amundsen:

Attached is a Notice of Violation, Docket Number 5591-15, issued to AT&B, LLC (AT&B) for violations noted by the Wyoming Department of Environmental Quality (DEQ), Water Quality Division (WQD) at the Lucy Estates construction site located in Rock Springs, Wyoming. AT&B received authorization to discharge storm water under Large Construction General Permit (LCGP) #WYR104845 on July 23, 2013.

Violations noted during the inspection include the failure to maintain and provide records, failure to submit a storm water pollution prevention plan (SWPPP) and site map, failure to install effective best management practices (BMPs) to control storm water runoff including soil stabilization of disturbed areas, failure to conduct inspections and maintain BMPs, and narrative effluent violations.

While neither the attached Notice of Violation nor this letter constitutes an order, this office strongly urges you to take action to immediately eliminate the alleged violations as follows:

1. AT&B shall meet the following requirements: maintain a complete set of records including the LCGP, SWPPP, site map, inspection reports, and letter of authorization (LOA). This information must be maintained on site and made available for review by this agency upon request as required by Part 8.1.7 and Part 10.5 of the LCGP.
2. AT&B shall install (to manufactures specifications) and maintain storm water preventative measures throughout the life of the project to ensure no sediment enters a water of the state. Corrective actions shall include stabilization of disturbed areas under construction or disturbed areas of inactivity for more than 14 days as required by Section 2.20 and Section 8.2.5 of the LCGP.
3. AT&B shall submit a current SWPPP and updated site map to WQD for review. This information shall be received by the WQD on or before July 17, 2015.
4. AT&B shall conduct and document inspections of all BMPs and disturbed areas of the construction site following the defined inspection schedule specified in the permit or SWPPP as required by Part 9 of the LCGP.

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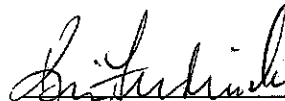
5. AT&B shall provide corrective actions for soil stabilization to eliminate the erosion occurring from the fill along Upland Way and any other un-stabilized slopes as required by Section 7.4 of the LCGP.

For questions pertaining to the required information and forms please visit the website at the link provided http://deq.state.wy.us/wqd/WYPDES_Permitting/WYPDES_Storm_Water/stormwater.asp

The WQD has the authority to resolve violations with an out-of-court settlement agreement through the payment of a penalty by AT&B. If AT&B wishes to pursue resolution of the previously noted violations through such an agreement, please contact Mr. Kevin M. Wells, WYPDES Natural Resource Program Supervisor, at (307) 777-8669 within 21 days of the date of this letter to set up a meeting to discuss this matter.



Todd Parfitt
Director
Department of Environmental Quality



Kevin Frederick
Administrator
Water Quality Division

TP/KF/KMW/bb/15-0654

Enclosure: Notice of Violation

cc: Kacy Sable 8ENF-W-NP, EPA Region 8 (PDF)
Jim Eisenhower, WYPDES Inspection Program Coordinator, Sheridan DEQ Office (PDF)
Bill J. DiRienzo ► Kevin M. Wells (PDF)
IPS (for scanning) ► Docket 5591-15
Landon Brown, DEQ Public Outreach (PDF File)
Connie Osborne, DEQ Admin (PDF signed copy)